

U.S. Department of Labor

AUG 05 2011

Office of Labor-Management Standards
Washington, DC 20210



Robert A. Hirsch
Director, Regulatory Affairs
Portland Cement Association
500 New Jersey Avenue, N.W., 7th Floor
Washington, D.C. 20001

Dear Mr. Hirsch:

I am writing in response to your letter regarding the Department's recently published notice of proposed rulemaking (NPRM), *Labor-Management Reporting and Disclosure Act; Interpretation of the "Advice" Exemption* at 76 FR 36178. In your letter, you requested that the Department of Labor post in regulations.gov several documents that were cited in the NPRM. You also asked the Department to extend the comment period an additional 45 days from the date those documents are posted. Your request suggested that, unless the Department posts these documents, the public will be unable to access and comment on them.

After considering your organization's request, the Department has determined that these documents are presently accessible to the public through customary means, including libraries and Internet resources. Additionally, the documents are available for public inspection at the headquarters of the Office of Labor-Management Standards (OLMS), U.S. Department of Labor, in Washington, D.C. Individuals interested in inspecting the documents may contact me at (202) 693-0123.

With respect to the deadline for submitting comments, the Department, after considering several requests received from parties seeking an extension, has determined to extend the comment period for 30 days. On July 29, 2011, the Department published in the Federal Register (76 FR 45480) a notice extending the comment period until September 21, 2011. As stated in that notice, such extension will afford the public a meaningful opportunity to submit comments and participate in the rulemaking process without unduly delaying final action on the proposed regulation. With this extension, the public will have a 90-day period to submit comments on the proposed rule.

Thank you for your interest in the NPRM.

Sincerely,

A handwritten signature in blue ink that reads "Andrew R. Davis".

Andrew R. Davis, Chief
Division of Interpretation and Standards